

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

68558

APPEAL FROM COLLETON COUNTY
Diane Schafer Goodstein, Circuit Court Judge

Civil Action No. 2010-CP-15-00894
Appellate Case No. 2012-212865

Jake Wright and Theresa Gadsden, as
Personal Representatives of the Estate
of Jacob Cleveland Wright, and Jake
Wright and Theresa Gadsden, individually Respondents

v.

Colleton County Sheriff's Department Appellant

MOTION TO FILE OUT OF TIME

Marshall H. Waldron Jr.
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Attorneys for the Appellant

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Appeals

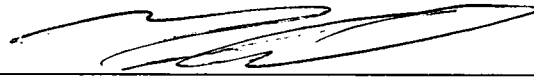
The Appellant hereby moves, pursuant to Rule 240, SCACR, for an order permitting the Appellant to file its Final Briefs and Record on Appeal out of time. The Final Briefs and Record on Appeal were mailed to the Court via UPS on May 13, 2013, but on May 22, 2013, they were returned as undeliverable. The Final Briefs and Record on Appeal are being mailed to the Court via USPS at the same time as this motion.

The undersigned counsel consulted with Eugene P. Warr Jr., counsel for the Respondents, and there is no objection to this request. For good cause shown, the Appellant respectfully requests that the Court grant this motion and permit the Appellant to file its Final Briefs and Record on Appeal out of time.

[SIGNATURE PAGE FOLLOWS]

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By:



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May 28, 2013
Beaufort, South Carolina

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CERTIFICATE OF SERVICE

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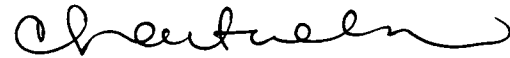
SC Court of Appeals

I certify that I am a legal assistant at Griffith, Sadler & Sharp, P.A., and on May 28, 2013, I placed a copy of the Appellant's *Motion to File Out of Time* in the US Mail, with first-class postage prepaid, and addressed as follows:

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